

|   |                        |                        |  |
|---|------------------------|------------------------|--|
| <b>Examiner-Initiated Interview Summary</b> | <b>Application No.</b> | <b>Applicant(s)</b>    |  |
|   | 10/810,544             | SIMCOVITCH, BERNARD K. |  |
|   | <b>Examiner</b>        | <b>Art Unit</b>        |  |
|   | Robin A. Hylton        | 3781                   |  |

**All Participants:**

(1) Robin A. Hylton.

(2) Charles Brodsky.

**Status of Application: \_\_\_\_\_**

(3) \_\_\_\_\_.

(4) \_\_\_\_\_.

**Date of Interview:** 10 January 2007

**Time:** pm

**Type of Interview:**

- ☒ Telephonic  
☐ Video Conference  
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☒ No  
 If Yes, provide a brief description:

**Part I.**

Rejection(s) discussed:  
*n/a*

Claims discussed:  
*pending*

Prior art documents discussed:  
*n/a*

**Part II.**

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:  
*See Continuation Sheet*

**Part III.**

- ☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.  
☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

\_\_\_\_\_  
(Examiner/SPE Signature)

\_\_\_\_\_  
(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: The amendment after final filed October 3, 2006 was filed 5 months after the mailing of the final rejection mailed May 3, 2006 without the extension of time fees. Mr. Brodsky was asked to provide proof, if any, of fee payment including a letter stating the proof of payment was a true copy. However, a subsequent letter from applicant included a PTO 2038 payment form. This payment was received after the six month statutory time limit. This application is therefore abandoned. .